

FEB 19 2002

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.**REQUEST FOR CONTINUED  
EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

**Complete if Known**

|                        |                |
|------------------------|----------------|
| Application Number     | 09/048,933     |
| Filing Date            | March 26, 1998 |
| First Named Inventor   | Dean A. Klein  |
| Group/Art Unit         | 2614           |
| Examiner Name          | Lo, Linus H.   |
| Attorney Docket Number | M97-138601     |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 for the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See, *Changes to Application Examination and Provisional Application Practice*, Interim Rule, 65 Fed. Re. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**I. Submission Required under 37 C.F.R. § 1.114****a. ☐ Previously submitted**

- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_.
- iii. ☐ Other: \_\_\_\_\_

**b. ☒ Enclosed**

- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other: \_\_\_\_\_

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is request under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months.  
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other: \_\_\_\_\_

**3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)**

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1003 (Docket No. M97-138601)
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Other: Please deduct any underpayments and credit any overpayments to Deposit Account No. 50-1003
- b. ☒ Check in the amount of \$ 740.00, enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed).

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**SIGNATURE OF APPLICATION, ATTORNEY, OR AGENT REQUIRED**

|                   |                 |                                      |        |           |              |
|-------------------|-----------------|--------------------------------------|--------|-----------|--------------|
| Name (Print Type) | A. Richard Park | Registration No.<br>(Attorney Agent) | 41,241 | Telephone | 530-759-1661 |
| Signature         | A. Richard Park |                                      |        | Date      | 2/4/02       |

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent And Trademark Office on:

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| Name (Print Type) | Wendy Dial |      |        |
| Signature         | Wendy Dial | Date | 2/4/02 |

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